

UNITED STATES U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE TREMONT SECURITIES LAW,  
STATE LAW AND INSURANCE  
LITIGATION

Master File No.  
08 Civ. 11117 (TPG)

SPECTRUM SELECT, L.P.,

Plaintiff,  
-against-

No. 12-cv-09057 (TPG)

TREMONT GROUP HOLDINGS, INC., ET AL.,

Defendants.

ANIKSTEIN, ET AL.,

Plaintiff,  
-against-

No.: 12-cv-09058 (TPG)

TREMONT GROUP HOLDINGS, INC., ET AL.,

Defendants.

MICHAEL BECKER, ET AL.,

Plaintiffs,  
-against-

No.: 12-cv-09060 (TPG)

TREMONT GROUP HOLDINGS, INC., ET AL.,

Defendants.

BILGORE, ET AL.

Plaintiff,  
-against-

No.: 12-cv-09061 (TPG)

TREMONT GROUP HOLDINGS, INC., ET AL.,

Defendants.

KARASEL II, L.P.,

Plaintiff,

-against-

TREMONT GROUP HOLDINGS, INC., ET AL.,

Defendants.

No. 12-cv-09062 (TPG)

SPECTRUM SELECT II, L.P., ET AL.

Plaintiffs,

-against-

TREMONT GROUP HOLDINGS, INC., ET AL.,

Defendants.

No. 12-cv-09063 (TPG)

COCCHI, ET AL. ,

Plaintiff,

-against-

TREMONT GROUP HOLDINGS, INC., ET AL.,

Defendants.

No. 12-cv-09064 (TPG)

ECF Case

**Electronically Filed**

**NOTICE OF MOTION BY THE MASSMUTUAL DEFENDANTS  
TO DISMISS THE CONSOLIDATED AMENDED COMPLAINT**

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that, upon the Memorandum of Law submitted herewith, defendants Massachusetts Mutual Life Insurance Company and MassMutual Holding LLC (“MassMutual”), by their counsel, Bingham McCutchen LLP, will move this Court before the Honorable Thomas P. Griesa, at the Daniel Patrick Moynihan United States Courthouse at 500 Pearl Street, New York, New York, on a date and at a time to be designated by the Court, for an Order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing with

prejudice plaintiff's claims against MassMutual Holding for securities fraud (Count II) and against MassMutual for control person liability (Count III).

Dated: December 6, 2013

**BINGHAM MCCUTCHEN LLP**

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*Company and MassMutual Holding LLC*